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- (8) the car until the time of the accident?
- (9) Yes.
- (10)For what reason?
- I don't remember. (11)A.
- (12)Did she stop off at a store or
- (13)restaurant?
- (14)A. No.

- I'm sure I put it on as soon as I (16)
- got in the car. (17)
- (18)Do you have a specific recollection
- (19)of doing that?
- (20) No, but I always do it. I have a
- (21)stepson who was very badly injured in a car
- accident, that's why I always do that.

BSA	10/26/07 WEISS vs CREEN	1	WITNESS: J. H. WEISS	XMAX(199/19)
(13)	residence for you?	(21)	Q. Prior to having the strokes, did	
(14)	A. Yes, but it was really for my - so	(22)	she have any history or family history of	
(15)	I could continue to care for my mother, who I	(23)	stroke?	
(16)	had been caring for for eight years. My mother	(24)	A. I don't know. A lot of our family	
(17)	passed away in December, but I didn't know she	(25)	was killed by the Nazis. There's not a lot of	
(18)	was going to be passing away.	(40)	Page 86	
(19)	Q. When you say you were caring for	(1)		
(20)	your mother for eight years, was she residing	(2)	family history.	
(21)	with you?	(3)	Q. When did she first develop the	
(22)	A. Part of the time.	(4)	stroke?	
(23)	Q. What do you mean by part of the	(5)	A. February after -	
(24)	time?	(6)	Q. Of what year?	
(25)	A. When she was well enough to reside	(7)	A. Eight years before she died.	
(23)	Page 84	(8)	Q. So, 1998, give or take?	
(1)		(9)	A. I guess so.	
(2)	with me she did, and when she wasn't she	(10)	Q. And from 1998 forward to December	
(3)	resided at the Hebrew Home for the Aged in	(11)	of 2006, she had a series of six strokes over	
(4)	Riverdale, where I also had full-time care for	(12)	that period of time?	
(5)	her privately for a bunch of years. I had	(13)	A. I believe so. And mini-strokes -	
(6)	full-time care for her at her apartment for a	(14)		
(7)	bunch of years, and then I had part-time care	(15)	Q. Was she in your home, let's say,	
(8)	for a period of time. I did everything I could	(16)	was she in your home for the years 2004, 2005,	
(9)	for eight years.	(17)	and 2006, before and after the accident?	
(10)	Q. Without getting too personal, for	(18)	A. Off and on.	
(11)	what reason were you caring for your mom at	(19)	Q. Was that a source of concern for	
(12)	your home?	(20)	you?	
(13)	A. To try to give her the best quality	(21)	A. Yes.	
(14)	care.	(22)	Q. Was that a source of stress for	
(15)	Q. From what was she suffering?	(23)	you?	
(16)	A. Initially, her aorta dissected, and	(24)	A. Yes.	
(17)	subsequent to that - which required a lot of	(25)	Q. Was that a source of anxiety for	
(18)	resectioning, she then needed a lot of rehab,		Page 87	
(19)	and then she had seven strokes. Not every day,	(1)		
(20)	but over a period of eight years. Because it	(2)	you?	
(21)	wasn't resected that well and it was – and	(3)	MS. CHIARAVALLOTI: Objection to	
(22)	pieces of it would throw, they called it.	(4)	the form. You can answer.	
(23)	Q. And go into her bloodstream and	(5)	 It's a big responsibility. She was 	
(24)	affect her brain?	(6)	in diapers. I mean, I was a single mom of a	
(25)	A. Well, it could be anything really,	(7)	child, and a single mom of a mom, and I was	
	Page 85	(8)	running a media business which is not known for	
(1)		(9)	its gentle, kind ways.	
(2)	but in her case there were seven strokes, and	(10)	Q. Was your daughter living with you?	
(3)	many, many other problems.	(11)	A. Yes.	
(4)	Q. Are you an only child?	(12)	Q. For what period of time did your	
(5)	A. Yes.	(13)	daughter live with you?	
(6)	Q. Is your father living?	(14)	A. From the time she was born until	
(7)	A. No.	(15)	she went to college.	
(8)	Q. When did he pass?	(16)	Q. Which is when?	
(9)	A. When I was 18.	(17)	A. Well, she's a junior now. I'm not	
(10)	Q. Do you know what he died of?	(18)	good with dates.	
(11)	A. Cancer.	(19)	Q. Approximately.	
(12)	Q. What type?	(20)	A. This is her third year, so -	
13)	A. The bowel duct.	(21)	Q. So, she went to college,	
14)	Q. You said your mom passed in	(22)	approximately 2004, is that fair?	
	December? Is that '06?	(23)	A. This is 2007 – she started –	
16)	A. Yes.	(24)	MS. CHIARAVALLOTI: If you can't	
17)	Q. Do you know what she passed of,	(25)	figure it out, then that's your answer.	
	ultimately?		Page 88	
19)	A. Maybe dehydration. I think she	(1)	Page 100 Pag	
		(2)	I don't know.	

(8) A. The only thing I remember at this

general vicinity, such as retail stores, gas

- (9) time, maybe ever, is that when Betty's car got
- (10) hit, we went across all the lanes of traffic

- (14) Q. When were you first diagnosed with
- (15) a thyroid condition?
- (16) A. About 20 years ago.
- (17) Q. Is that Hashimoto syndrome?
- (18) A. I think it is.

(7)

- (9) A. (10)
- A. (11)
- Q. (12)
- (13) Barth?

BSA (15)

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- (14)A.
- (15)
- A. (16)
- than five (17)
- Did Dr. Barth do any tests for you? (18)0.
- (19)A. No.
- Did you make any complaints to Dr. (20)
- (21)
- (22)A. - well. I shouldn't say that. I
- think he does the kind of testing that's (23)
- (24)verbal. He asks a lot of questions and take a
- lot of notes. (25)

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- (1) who
- (2) Q. Anything where you had to fill out?
- (3) A.
- Did he give you his opinion? (4)
- I think he told me that he was very (5)
- concerned about me and he didn't think that (6)
- there was and this was very disappointing (7)
- for me to hear - he didn't think there was a (8)
- place at Charlottesville or UVA that would be (9)
- the right kind of place for my treatment and he
- (11)thought he needed to refer me to Dr. O'Shanick.
- That's in Richmond, and Richmond is not near (12)
- Charlottesville.
- For what reason did you decide to (14)
- move to Virginia? (15)
- I couldn't afford to live in New (16)
- York without an income. (17)
- Q. Who was the next doctor you saw (18)
- after Dr. Barth? (19)
- Dr. O'Shanick as far as well, I (20)
- (21)also have a primary care physician in Virginia.
- Who was that? (22)

- who (1)
- (2) Q. How many times have you seen him in
- (3) his office?
- Well, probably about six. I'm not (4) A.
- (5) sure.
- Q. Are you still treating with his (6)
- office? (7)
- They're still evaluating me. They (8)
- (9)do a lot of testing.
- When you say testing, what do you (10)Q.
- (11) mean?
- They do somewhat similar stuff to (12)
- what Dr. Tomaino did, but more well, I think
- they think it's more sophisticated. I think (14)
- they think it's more revealing or fine-tuned. (15)
- (16) Can you give me an idea of what
- sorts of tests they are doing? (17)
- A. I think they are trying to get a (18)
- (19)handle on where my deficits are and why I have
- them and how they could be treated. (20)
- (21)This is with respect to your
- cognitive abilities? (22)
- (23)A. Yes.
- Q. Can you give me an idea of what the (24)
- tests are doing? (25)

- (1) who
- A. Well, so far, most of them have (2)
- been in the areas of language and memory that's
- language related. We just started, I think in

- (5) my last visit doing, um, doing things that are
- (6) related more to numbers and linear things,
- (7) time, space, and I my problems as I perceive
- (8) them, are much, much, less in the language area
- (9) and much more in every other area. And they
- (10) just started evaluating that area.
- (11) O. So, you're still treating with that
- (12) office?
- (13) A. Yes and they expect me to be there
- (14) for a couple of years.
- (15) Q. Are you still treating with anyone
- (16) else other than Dr. Lockman and Dr. O'Shanick?
- (17) A. Yes. Dr. Isaacs.
- (18) Q. Where is he located?
- (19) A. In Richmond.
- (20) (Whereupon, an off-the-record
- (21) discussion was held.)
- (22) Q. When was the first time you treated
- (23) with Dr. Isaacs' office?
- (24) A. I don't know. I'm not good at even
- (25) knowing when.

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- (1) who
- (2) Q. Was it in 2007?
- (3) A. Yes. I don't really know, but I'm
- (4) going to guess July or August.
- (5) Q. Don't guess. Is that a fair
- (6) estimate?
- (7) A. It's as good as I can do.
- (8) Q. Summer of 2007? Is that a better
- (9) estimate?
- (10) A. It's good as I can get without
- (11) looking at my calendar.
- (12) Q. Did you ever treat with Dr. Isaacs
- (13) before this accident?
- (14) A. No.
- (15) Q. How were you referred to Dr.
- (16) Isaacs?
- (17) A. O'Shanick.
- (18) Q. How many times did you treat with
- (19) his office?
- (20) A. I would say maybe about six or
- (21) seven times.
- (22) Q. You're continuing to be treated?
- (23) A. Yes
- (24) O. What sorts of complaints do you
- (25) make to Dr. Isaacs?

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- (1) who
- (2) A. Migraines.
- (3) Q. Anything else?
- (4) A. Well, the frequency with which they
- (5) are coming, it's horrendous. That's why I'm on
- (6) so many medications.
- (7) Q. How frequent would you say they
- (8) are?
- (9) A. Very. Almost daily and often they
- (10) don't go away for days at a time.
- (11) Q. When you do get the migraine, does
- (12) the medication that is prescribed assist in

- (13) getting rid of the headaches?
- (14) A. Well, the Zomig assists in getting
- (15) rid of the headaches, but the problem is I
- (16) can't take Zomig all the time because it's
- (17) dangerous.
- (18) Q. Do you know why?
- (19) A. I think it can affect your liver
- (20) and your heart.
- (21) Q. Are you getting periodic blood
- (22) tests?
- (23) A. Yes.
- (24) Q. Have you experienced any problem
- (25) yet in terms of your blood tests?

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- (1) who
- (2) A. Not that anyone has made me aware
- (3) of.
- (4) Q. Any other doctors or medical
- (5) providers that we have yet to talk about that
- (6) you have seen since the accident?
- (7) A. I see a guy who does -
- (8) MS. CHIARAVALLOTI: He's a
- (9) therapist.
- (10) Q. Anybody under the canvas of
- (11) medical?
- (12) A. Um, I think he does I think -
- (13) oh, I saw that other guy who referred me to
- (14) Brian.
- (15) MS. CHIARAVALLOTI: Oh. Bauer.
- (16) THE WITNESS: These two doctors,
- (17) who are western, you know, MDS. Dr.
- (18) Bauer and Dr. Isaacs referred me to get
- (19) therapeutic massage to try to change or(20) alleviate some of the pressure that they
- (21) think, um, might be happening because of
- (22) some stuff the cervical -
- (23) MS. CHIARAVALLOTI: Migraines.
- (24) THE WITNESS: Make it clench up and
- (25) stuff.

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- (1) who
- (2) Q. Who is doing that for you?
- (3) A. A guy named Brian Keena.
- (4) Q. Where is his office?
- (5) A. He's in Charlottesville.
- (6) Q. When did you first start treating
- (7) with him or his office?
- (8) A. Okay, it's probably in, I'm going
- (9) to guess April or May but, I don't really
- (10) remember.
- (11) Q. Of 2007?
- (12) A. Yes.
- (13) Q. Are you still treating?
- (14) A. Yes.
- (15) Q. How often do you go there?
- (16) A. Once or twice a week.
- (17) Q. How long a session?
- (18) A. An hour or an hour and a half,
- (19) depending on how much time he has. He's very,
- (20) very booked and he only works with doctors.